

## **Students**

### **Conduct**

The Governing Board believes that all students have the right to be educated in a safe and positive learning environment free from disruptions. Students shall be expected to exhibit appropriate conduct that does not infringe upon the rights of others or interfere with the school program while on school grounds, going to or coming from school, at school activities, or using district transportation.

The Governing Board is committed to taking concrete actions to ensure that all students are provided with schools that are safe, positive, and have an environment that is conducive to learning for all students. The District is committed to non-discrimination in discipline practices and treating all students equitably and fairly. Consistent with this end and with the District's Statement of Guiding Principles, the Superintendent and all staff implementing discipline in relation to conduct expectations shall:

1. Use student discipline policies that equitably implement research-based alternatives to exclusion and will only use exclusionary discipline as a last resort
2. Avoid the referral of students from the classroom environment for misbehavior
3. To the fullest extent possible, use tiered interventions that keep students in school and participating in the instructional program
4. Document other means of correction to support students and ensure consistency, equal application, and fidelity in implementation

The Superintendent or designee shall ensure that each school develops standards of conduct and discipline consistent with Board policies and administrative regulations. Students and parents/guardians shall be notified of district and school rules related to conduct.

Prohibited student conduct includes, but is not limited to:

1. Conduct that endangers students, staff, or others, including, but not limited to, physical violence, possession of a firearm or other weapon, and terrorist threats
2. Discrimination, harassment, intimidation, or bullying of students or staff, including sexual harassment, hate-motivated behavior, cyberbullying, hazing or initiation activity, extortion, or any other verbal, written, or physical conduct that causes or threatens to cause violence, bodily harm, or substantial disruption to the school program
3. Conduct that disrupts the orderly classroom or school environment
4. Willful defiance of staff's authority
5. Damage to or theft of property belonging to students, staff, or the district
6. Obscene acts or use of profane, vulgar, or abusive language

**Conduct (Cont.)**

7. Possession or use of a laser pointer, unless for a valid instructional or other school-related purpose with prior permission of the principal or designee (Penal Code 417.27)
8. Use of a cell phone, smart watch, pager, or other mobile communication device during instructional time or in an unauthorized manner in violation of district policy
9. Plagiarism or dishonesty on school work or tests
10. Wearing of any attire that violates district or school dress codes, including gang-related apparel, with notice of the symbols or attire identified as gang-related apparel provided to students prior to enforcement of a restriction
11. Tardiness or unexcused absence from school
12. Failure to remain on school premises in accordance with school rules

Employees are expected to consistently and fairly enforce standards of conduct and, when they observe or receive a report of a violation of these standards, to appropriately intervene or seek assistance, including by ensuring implementation of positive behavior interventions and supports that are culturally responsive and of alternative means of correction consistent with BP/AR 5144 – Discipline and BP/AR 5144.1 – Suspension and Expulsion/Due Process. As necessary, the employee shall refer the matter to a supervisor or the principal or designee.

When a school employee suspects that a search of a student or a student's belongings will turn up evidence of the student's violation of the law or school rules, such a search shall be conducted in accordance with BP/AR 5145.12 - Search and Seizure.

When a student uses any prohibited device, or uses a permitted device in an unauthorized manner, a district employee may confiscate the device. The employee shall store the device securely until it is returned to the student or turned over to the principal or designee, as appropriate.

Students who violate district or school rules and regulations may be subject to other means of correction/alternatives, including, but not limited to:

1. A conference between school personnel, the student's parent or guardian, and the student
2. Referrals to the school counselor, psychologist, social worker, child welfare attendance personnel, or other school support service personnel for case management and counseling
3. Study teams, guidance teams, resource panel teams, or other intervention-related teams that assess the behavior, and develop and implement individualized plans to address the behavior in partnership with the student and their parent/guardian
4. Referral for comprehensive psychological or psychoeducational assessment, including for the purpose of creating an individualized education program, or plan adopted pursuant to Section 504 of the federal Rehabilitation Act of 1973 (29 U.S.C. Sec. 794(a))
5. Enrollment in a program for teaching prosocial behavior or anger management

**Conduct (Cont.)**

6. Participation in a restorative justice program
7. A positive behavior support approach with tiered interventions that occur during the school day on campus
8. After school programs that address specific behavioral issues or expose students to positive activities and behaviors, including, but not limited to those operated in collaboration with local parent and community groups
9. Any alternatives described in Education Code section 48900.6

Students who violate district or school rules and regulations may also be subject to discipline including, but not limited to, suspension, expulsion, transfer to alternative programs, referral to a student success team or counseling services, or denial of participation in extracurricular or co-curricular activities or other privileges in accordance with Board policy and administrative regulation. The Superintendent or designee shall notify local law enforcement as appropriate.

Students also may be subject to discipline, in accordance with law, Board policy, or administrative regulation, for any off-campus conduct during non-school hours which poses a threat or danger to the safety of students, staff, or district property, or substantially disrupts school activities.

| <b>State Reference</b>   | <b>Description</b>   |
|--------------------------|--|
| 5 CCR 300-307            | Duties of students   |
| Civ. Code 1714.1         | Liability of parent or guardian for act of willful misconduct by a minor                     |
| Ed. Code 200-262.4       | Educational equity; prohibition of discrimination on the basis of sex                        |
| Code 32280-32289         | School safety plans  |
| Ed. Code 35181           | Governing board authority to set policy on responsibilities of students                      |
| Ed. Code 35291-35291.5   | Rules  |
| Ed. Code 44807           | Duty concerning conduct of students  |
| Ed. Code 48900-48925     | Suspension and expulsion   |
| Ed. Code 51512           | Prohibition against electronic listening or recording device in classroom without permission |
| Pen. Code 288.2          | Harmful matter with intent to seduce   |
| Pen. Code 313            | Harmful matter   |
| Pen. Code 417.25-417.27  | Laser scope or laser pointer   |
| Pen. Code 647            | Use of camera or other instrument to invade person's privacy; misdemeanor                    |
| Pen. Code 653.2          | Electronic communication devices, threats to safety  |
| Veh. Code 23123-23124    | Prohibitions against use of electronic devices while driving                                 |
| <br>                     |  |
| <b>Federal Reference</b> | <b>Description</b>   |
| 20 USC 1681-1688         | Title IX, 1972 Education Act Amendments  |

Adopted: 3/7/84

Amended: 5/19/04, 9/19/07, 2/17/10, 11/17/10, 8/15/12, 3/18/20, 12/14/21